

• ORIGINAL •

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

TERRANCE MONTAGUE,  
Plaintiff

v.

ROBERT W. MEYERS, et al.,  
Defendants

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No. 1:CV-00-0895

(Magistrate Judge Smyser)

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6/28/01  
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FILED  
HARRISBURG, PA  
JUN 27 2001  
~~MARY B. D'ANDREA, CLERK  
Deputy Clerk~~

**DEFENDANTS' MOTION FOR SUMMARY JUDGMENT**

Pursuant to Rule 56 of the Federal Rules of Civil Procedure, defendants, by their counsel, hereby move for the entry of summary judgment in their favor on the grounds that material facts are not in dispute and defendants are entitled to judgment as a matter of law on plaintiff's claims.

This motion is supported by a statement of material facts and a set of exhibits and memorandum of law to be submitted forthwith.

Wherefore, defendants' motion for summary judgment should be granted.

Respectfully submitted,

**D. MICHAEL FISHER**  
**Attorney General**

By:

GREGORY R. NEUHAUSER  
**GREGORY R. NEUHAUSER**  
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**DATE: June 27, 2001**

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TERRANCE MONTAGUE, :  
Plaintiff :  
: No. 1:CV-00-0895  
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: (Judge Smyser)  
ROBERT W. MEYERS, et al., :  
Defendants :

CERTIFICATE OF SERVICE

I, GREGORY R. NEUHAUSER, Senior Deputy Attorney General for the Commonwealth of Pennsylvania, Office of Attorney General, hereby certify that on June 27, 2001, I caused to be served a true and correct copy of the foregoing document **Defendants' Motion for Summary Judgment** by depositing it in the United States mail, first-class postage prepaid to the following:

Terrance Montague, BZ-2761  
SCI-Rockview  
Box A  
Bellefonte, PA 16823-0820

  
GREGORY R. NEUHAUSER  
Senior Deputy Attorney General